

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 73520

This is to certify that: **R J LLC**
72 PELICAN DR
RUPERT ID 83350

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. A summary of the changes is also listed below. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document.

Summary of Water Rights Before the Proposed Change

<u>Right</u>	<u>Origin/Basis</u>	<u>Priority</u>	<u>Rate</u>	<u>Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>Source</u>
36-7042	WR/Decree	10/15/1968	5.12 cfs	1260.0 af	315	8644	GROUND WATER
36-16476	WR/Decree	04/01/1953	3.40 cfs	960.0 af	240	8644	GROUND WATER

Purpose of Transfer (Changes Proposed)

<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
36-7042	NO	YES	YES	NO	NO	NO
36-16476	NO	YES	YES	NO	NO	NO

Summary of Water Rights After the Approved Change

<u>Existing Right</u>	<u>New No. (changed portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
36-7042	36-7042	5.12 cfs	1260.0 af	315	555	N/A	N/A	N/A	N/A	N/A
36-16476	36-16476	3.40 cfs	960.0 af	240	555	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		8.52 cfs	2220.0 af	N/A	555	N/A	N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Pursuant to this transfer Rights 36-2058B, 36-2058C, 36-2058D, 36-2075B, 36-2075D, 36-2075E, 36-2075F, 36-2191, 36-2193, 36-2233D, 36-2233G, 36-02410B, 36-2410C, 36-2410D, 36-2454B, 36-2530A, 36-2530B, 36-2591, 36-2619, 36-2620, 36-2653B, 36-2653N, 36-2653P, 36-2653Q, 36-4006, 36-7007B, 36-7021A, 36-7021C, 36-7041, 36-7391, 36-7580B, 36-7580C, 36-7580D, 36-7795A, 36-7795B, 36-8068B, 36-8068D, 36-8068E, 36-8068F, 36-8069N, 36-8069P, 36-8069Q, 36-8251E, 36-8274A, 36-8274B, 36-8275B, 36-8404, 36-8777, 36-8778, 36-11290, 36-11340, 36-15366B, 36-15366C, 36-15366D, 36-15456A, 36-15456B, 36-16386, 36-16454, 36-16456, and 36-16475 were modified to disassociate these rights with the points of diversion and place of use of Rights 36-7042 and 36-16476 and update conditions.

Dated this 27th day of March, 2008

 Chief, Water Allocation Bureau

SUPPORT DATA

IN FILE # 36-7042

WATER RIGHT NO. 36-7042
As Modified by Transfer No. 73520

In accordance with the approval of Transfer No. 73520, Water Right No. 36-7042 is now described as follows.

Right Holder: R J LLC
72 PELICAN DR
RUPERT ID 83350

Priority Date: October 15, 1968

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	5.12 CFS	1,260.0 AF
			5.12 CFS	1,260.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NW1/4SW1/4NE1/4	Sec. 7, Twp 07S, Rge 24E, B.M.
MINIDOKA County		
GROUND WATER	SE1/4SW1/4NE1/4	Sec. 12, Twp 07S, Rge 23E, B.M.
MINIDOKA County		

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
07S 23E 12	40.0	40.0	38.0	39.0									40.0	39.0	39.0	40.0	315.0
07S 24E 7	40.0	40.0	40.0	40.0	40.0			40.0									240.0

Total Acres: 555

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 315 acres within the place of use described above in a single irrigation season.
2. Rights 36-7042 and 36-16476 when combined shall not exceed a total diversion rate of 8.52 cfs, a total annual maximum diversion volume of 2220 af, and the irrigation of 555 acres.
3. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 130.
4. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
5. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.

WATER RIGHT NO. 36-7042
As Modified by Transfer No. 73520

CONDITIONS OF APPROVAL

6. The right holder shall record the quantity of water diverted and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
7. Prior to the diversion and use of water under Transfer approval 73520, the right holder shall install and maintain acceptable measuring devices, including data loggers, at the authorized points of diversion, in accordance with Department specifications.
8. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 10/31 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date of this approval.
9. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
11. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 27th day of March, 20 08



Chief, Water Allocation Bureau

WATER RIGHT NO. 36-16476
As Modified by Transfer No. 73520

In accordance with the approval of Transfer No. 73520, Water Right No. 36-16476 is now described as follows.

Right Holder: R J LLC
 72 PELICAN DR
 RUPERT ID 83350

Priority Date: April 01, 1953

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 10/31	3.40 CFS	960.0 AF
			3.40 CFS	960.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NW1/4SW1/4NE1/4	Sec. 7, Twp 07S, Rge 24E, B.M.
MINIDOKA County		
GROUND WATER	SE1/4SW1/4NE1/4	Sec. 12, Twp 07S, Rge 23E, B.M.
MINIDOKA County		

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
07S 23E 12	40.0	40.0	38.0	39.0									40.0	39.0	39.0	40.0	315.0
07S 24E 7	40.0	40.0	40.0	40.0	40.0			40.0									240.0

Total Acres: 555

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 240 acres within the place of use described above in a single irrigation season.
2. Rights 36-7042 and 36-16476 when combined shall not exceed a total diversion rate of 8.52 cfs, a total annual maximum diversion volume of 2220 af, and the irrigation of 555 acres.
3. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 130.
4. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
5. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.

WATER RIGHT NO. 36-16476
As Modified by Transfer No. 73520

CONDITIONS OF APPROVAL

6. The right holder shall record the quantity of water diverted and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
7. Prior to the diversion and use of water under Transfer approval 73520, the right holder shall install and maintain acceptable measuring devices, including data loggers, at the authorized points of diversion, in accordance with Department specifications.
8. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 10/31 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date of this approval.
9. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
11. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 27th day of March, 20 08



Chief, Water Allocation Bureau